



TAMWORTH REGIONAL COUNCIL

ORDINARY COUNCIL MINUTES

of the **Meeting of Tamworth Regional Council** held in the **Council Chambers**,
4th Floor Ray Walsh House, 437 Peel Street, Tamworth

9 MARCH 2021

PAUL BENNETT
GENERAL MANAGER

ORDINARY COUNCIL MINUTES

Meeting of Tamworth Regional Council held in the Council Chambers,
4th Floor Ray Walsh House, 437 Peel Street, Tamworth
TUESDAY 9 MARCH 2021 at 6:30PM

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PRESENT: Cr Col Murray (Mayor), Cr Phil Betts, Cr Charles Impey, Cr Glenn Inglis, Cr Jim Maxwell, Cr Mark Rodda, Cr Helen Tickle, Cr Russell Webb and Cr Juanita Wilson.

IN ATTENDANCE: The General Manager, Director Planning and Compliance, Director Growth and Prosperity, Director Regional Services, Director Water and Waste and Acting Director Corporate and Governance/Executive Manager Strategy and Performance.

1 APOLOGIES AND LEAVE OF ABSENCE

Nil

2 COMMUNITY CONSULTATION

Nil

3 MINUTES OF PREVIOUS MEETING SUBMITTED FOR APPROVAL

MOTION

Moved Cr Betts/Cr Impey

That the Minutes of the Ordinary Meeting held on Tuesday, 23 February 2021, copies of which were circulated, be taken as read and confirmed as a correct record of the proceedings of the Meeting.

49/21 RESOLVED

4 DISCLOSURE OF INTEREST

Cr Helen Tickle declared a conflict of interest in Item 8.4 “Rotary Club of Tamworth First Light – Pedal the Peel 2021 Fee Waiver Request” of the Business Paper, for the reason that she is a member of this group. Cr Tickle further states that it was a less than significant non pecuniary interest and that she would remain in the Chamber and participate in the debate.

Cr Charles Impey declared a conflict of interest in Item 12.1 “Expression of Interest E081/2021 – Tamworth Regional Airport – Lease of Hangar 8” of the Business Paper, for the reason that he is employed as a Careers Advisor and the outcome may provide some advantage to the students at his school. Cr Impey further states that it was a less than significant non pecuniary interest and that he would remain in the Chamber and participate in the debate.

5 MAYORAL MINUTE

Nil

6 NOTICE OF MOTION

6.1 NOTICE OF MOTION – CR GLENN INGLIS - TAMWORTH COUNTRY MUSIC FESTIVAL AND ASSOCIATED INTELLECTUAL PROPERTY RIGHTS

MOTION

Moved Cr Inglis/Cr Webb

That in relation to the Notice of Motion “Tamworth Country Music Festival and Associated Intellectual Property Rights”, Council:

- (i) receive and note the report;
- (ii) on behalf of the community, undertake a thorough intellectual property asset audit; and
- (iii) prepare a comprehensive Intellectual Property Rights Strategy for all Tamworth Country Music Festival including all associated country music assets.

50/21 RESOLVED

6.2 NOTICE OF MOTION – CR MARK RODDA - DEALINGS WITH DEVELOPERS - TRANSPARENCY POLICY AND DIGITAL REGISTER

MOTION

Moved Cr Rodda/Cr Impey

That in relation to the Notice of Motion “Dealings with Developers – Transparency Policy and Digital Register”, Council:

- (i) receive and note the report; and
- (ii) request the Director of Planning and Compliance facilitate a Councillor Workshop to provide guidance on options to develop a policy framework that ensures public accountability and transparency of Councillor and Council staff interactions with developers and developer representatives.

51/21 RESOLVED

OPEN COUNCIL REPORTS

7 ENVIRONMENT AND PLANNING

Nil

8 INFRASTRUCTURE AND SERVICES

8.1 TAMWORTH GLOBAL GATEWAY PARK - EASEMENT CREATION AND THE TAMWORTH INTERMODAL FREIGHT FACILITY LEASE AREA

DIRECTORATE: REGIONAL SERVICES

AUTHOR: Callum Fletcher, Senior Project Engineer

**Reference: Item 9.1 to Ordinary Council 8 September 2020 - Minute No 275/20
Item 8.3 to Ordinary Council 11 August 2020 - Minute No 227/20**

MOTION

Moved Cr Rodda/Cr Maxwell

That in relation to the report “Tamworth Global Gateway Park – Easement Creation and the Tamworth Intermodal Freight Facility Lease Area”, Council:

- (i) approve the consolidation of the existing Lot 21 and 22 DP 1236205 and Lot 60 DP 1264509 into the proposed Lot 82 and 83 DP 1271568, encompassing the full Tamworth Global Gateway Park precinct;
- (ii) authorise the General Manager to act as the landowner and approve the creation, adjustment, or removal of current, proposed, and future easements within the current Lot 21 and 22 DP 1236205 and Lot 60 DP 1264509, the proposed Lot 82 and 83 DP 1271568, and future subdivided lots for the installation of services infrastructure for the Tamworth Global Gateway Park;
- (iii) authorise the affixing of the Seal of Council to plans and any other documents required to give effect to Council’s resolution; and
- (iv) note the lease area for the proposed Tamworth Intermodal Freight Facility.

52/21 RESOLVED

8.2 TAMWORTH STRATEGIC TRAFFIC MODELLING PARTNERSHIP WITH TRANSPORT FOR NSW

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Graeme McKenzie, Manager, Project Management and Engineering Services

MOTION

Moved Cr Wilson/Cr Impey

That in relation to the report “Tamworth Strategic Traffic Modelling Partnership with Transport for NSW”, Council:

- (i) request the Director Regional Services to continue to work with Transport for NSW staff to develop a brief to select a suitable consultant to undertake the strategic traffic modelling for Tamworth; and
- (ii) approve an amount of \$175,000 from the Civil Construction Reserve to fund Council’s 50% contribution to the partnership with Transport for NSW to undertake the modelling.

53/21 RESOLVED

8.3 TAMWORTH CRICKET INCORPORATED – VETERANS STATE OF ORIGIN 2021 FEE WAIVER REQUEST

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Paul Kelly, Manager Sports and Recreation

MOTION

Moved Cr Webb/Cr Rodda

That in relation to the report “Tamworth Cricket Incorporated – Veterans State of Origin 2021 Fee Waiver Request”, Council approve a complete fee waiver to the

value of \$4,114.79.

54/21 RESOLVED

8.4 ROTARY CLUB OF TAMWORTH FIRST LIGHT – PEDAL THE PEEL 2021 FEE WAIVER REQUEST

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Paul Kelly, Manager Sports and Recreation

MOTION

Moved Cr Impey/Cr Rodda

That in relation to the report “Rotary Club of Tamworth First Light – Pedal the Peel 2021 Fee Waiver Request”, Council approve a complete fee waiver to the value of \$600.

55/21 RESOLVED

9 GOVERNANCE, STRATEGY AND FINANCE

Nil

10 COMMUNITY SERVICES

10.1 ANNUAL DONATIONS PROGRAM - REQUEST FOR STANDING DONATION - NORTH AND NORTH WEST COMMUNITY LEGAL SERVICE INC

DIRECTORATE: GROWTH AND PROSPERITY
AUTHOR: Jacqueline O'Neill, Director Growth and Prosperity

MOTION

Moved Cr Tickle/Cr Wilson

That in relation to the report “Annual Donations Program – Request for Standing Donation – North and North West Community Legal Service Inc”, Council:

- (i) allocate \$480 to North and North West Community Legal Service Inc for the 2020/2021 financial year; and
- (ii) request the Annual Donations Program Committee consider the establishment of a recurring budget item of \$1,000 for North and North West Community Legal Service Inc in 2021/2022 financial year and beyond.

56/21 RESOLVED

11 REPORTS TO BE CONSIDERED IN CLOSED COUNCIL

At 7.00pm, the Chairperson offered the opportunity to members of the public to make representations as to whether any part of the Council Meeting should not be considered in Closed Council.

The General Manager advised the Chairperson that no written public submissions or representations had been received as to whether or not part of the Meeting should be closed to the public. The Chairperson asked any members of the Council whether any part of the Council Meeting should not be considered in Closed Council.

MOTION

Moved Cr Inglis/Cr Betts

That the confidential reports as listed be considered in a Meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993.

57/21 RESOLVED

11.1 EXPRESSION OF INTEREST E081/2021 - TAMWORTH REGIONAL AIRPORT - LEASE OF HANGAR 8

DIRECTORATE: OFFICE OF THE GENERAL MANAGER

AUTHOR: John Sommerlad, Commercial Director - Airport and Aviation Development

Reference: Item 14.1 to Ordinary Council 22 March 2016 - Minute No 71/16
Item 13.7 to Ordinary Council 24 March 2020 - Minute No 88/20
Item 12.3 to Ordinary Council 22 September 2020 - Minute No 297/20

3 CONFIDENTIAL ENCLOSURES ENCLOSED

The Council will determine this matter in part of the Meeting closed to the public pursuant to Section 10A(2) (d)i&(d)ii of the Local Government Act 1993, on the grounds that the matter and information is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and information that would, if disclosed, confer a commercial advantage on a competitor of Council.

11.2 TAMWORTH REGIONAL AIRPORT RUNWAY AND TAXIWAY LIGHTING UPGRADE

DIRECTORATE: OFFICE OF THE GENERAL MANAGER

AUTHOR: John Sommerlad, Commercial Director - Airport and Aviation Development

Reference: Item 14.2 to Ordinary Council 14 August 2018 - Minute No 148/18

The Council will determine this matter in part of the Meeting closed to the public pursuant to Section 10A(2) (d)ii of the Local Government Act 1993, on the grounds that the matter and information is information that would, if disclosed, confer a commercial advantage on a competitor of Council.

12 CLOSED COUNCIL REPORTS

12.1 EXPRESSION OF INTEREST E081/2021 - TAMWORTH REGIONAL AIRPORT - LEASE OF HANGAR 8

DIRECTORATE: OFFICE OF THE GENERAL MANAGER

AUTHOR: John Sommerlad, Commercial Director - Airport and Aviation Development

Reference: Item 14.1 to Ordinary Council 22 March 2016 - Minute No 71/16
Item 13.7 to Ordinary Council 24 March 2020 - Minute No 88/20
Item 12.3 to Ordinary Council 22 September 2020 - Minute No 297/20

MOTION

Moved Cr Rodda/Cr Betts

That in relation to the report “Expression of Interest E081/2021 – Tamworth Regional Airport – Lease of Hangar 8”, Council:

- (i) note there were two Expressions of Interest received for this lease;
- (ii) authorise the Mayor and General Manager to negotiate Lease terms acceptable to Council as outlined in the body of the report to the recommended company, being BPW Aviation Pty Ltd (trading as Airspeed Aviation); and
- (iii) authorise the affixing of the Seal of Council to the Lease and any associated documentation.

58/21 RESOLVED

12.2 TAMWORTH REGIONAL AIRPORT RUNWAY AND TAXIWAY LIGHTING UPGRADE

DIRECTORATE: OFFICE OF THE GENERAL MANAGER
AUTHOR: John Sommerlad, Commercial Director - Airport and Aviation Development

Reference: Item 14.2 to Ordinary Council 14 August 2018 - Minute No 148/18

MOTION

Moved Cr Rodda/Cr Maxwell

That in relation to the report “Tamworth Regional Airport Runway and Taxiway Lighting Upgrade”, Council:

- (i) receive and note the report; and
- (ii) authorise the affixing of the Seal of Council to the contract and any associated documentation.

59/21 RESOLVED

13 RESOLUTIONS PASSED IN CLOSED COUNCIL

MOTION

Moved Cr Wilson/Cr Betts

That Council move into Open Council.

60/21 RESOLVED

At 7.18pm the meeting moved back into Open Council.

In accordance with the Tamworth Regional Council Code of Meeting Practice, Section 14.21, the Chairperson provided a summary of the resolutions passed in Closed Council.

Closure: There being no further business the Ordinary Meeting of Council concluded at 7.19pm.

Cr Col Murray, Chairperson
Tuesday, 23 March 2021

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